

H. NOEL HALLER, TRUSTEE	:	NO. 12345 EQUITY
Of	:	IN THE CIRCUIT COURT FOR
BENJAMIN F. ZIMMERMAN,	:	FREDERICK COUNTY, IN
ON PETITION	:	EQUITY.

PETITION FOR APPOINTMENT OF SUCCESSOR TRUSTEE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of A. F. Rees, Incorporated, a body corporate, of the State of Pennsylvania, by W. Jerome Offutt and Ralph L. Gastley, Jr., its Solicitors, respectfully shows unto your Honors:

FIRST: That it is the owner, in fee simple, of all that lot or parcel of ground situate, lying and being along the Frederick - Harpers Ferry Road known as US 340, in Ballenger Election District, Frederick County, Maryland, and that said tract or parcel of land was acquired from Lillie G. Rees, widow, by Deed dated November 16, 1949 and recorded in Liber 481, folio 582, etc., one of the Land Records of Frederick County, a certified copy of said Deed being filed herewith as a part hereof and marked "Petitioner's Exhibit A".

SECOND: That a certain Benjamin F. Zimmerman was seized and possessed of said tract or parcel of land and on October 12, 1931, while owner thereof, executed a Deed of Trust unto H. Noel Haller as Trustee, conveying certain other real and personal property and did further grant in Item "(3rd)" as follows: "All other real estate of which the said Benjamin F. Zimmerman is now seized and possessed wheresoever situated", as will appear in said Deed of Trust filed herewith as part hereof and marked "Petitioner's Exhibit B".

THIRD: That by a decree passed by your Honorable Court in these proceedings on the 31st day of October, 1931, jurisdiction of the trust under the aforementioned Deed of Trust, was assumed by the Court and a certain H. Noel Haller, Trustee, qualified by giving his Bond, approved by the Clerk of the Circuit Court, for the faithful performance of his duties as such Trustee; that Appraisers were appointed and did return to this Court an "Inventory and Appraisement of the real estate, goods and personal property conveyed by said Benjamin F. Zimmerman to H. Noel Haller, Trustee, in said Deed of Trust, but said Appraisement did not specifically include the aforementioned real estate owned by the